

BEFORE THE  
POSTAL REGULATORY COMMISSION  
WASHINGTON, D.C. 20268-0001

RATE ADJUSTMENT DUE TO EXTRAORDINARY  
OR EXCEPTIONAL CIRCUMSTANCES

Docket No. R2010-4R

UNITED STATES POSTAL SERVICE NOTICE OF FILING  
(November 21, 2011)

In accordance with the plan that the United States Postal Service presented on November 7, 2011,<sup>1</sup> the Postal Service is today filing the following materials with the Postal Regulatory Commission:

- (1) Statement of Thomas E. Thress (accompanied by library reference USPS-R2010-4R/1), explaining and documenting the source of change analysis contained in the Postal Service's responses to interrogatories GCA/USPS-T2-1 and 2 in Docket No. N2010-1; and
- (2) Statement of Virginia J. Mayes (accompanied by workbook MayesAttach.xls), calculating the FY 2008 and FY 2009 contribution losses caused by the recent recession, using the source of change analysis.

Together, these statements quantify the net adverse impact of the recent recession on the Postal Service's finances during FY 2008 and FY 2009 to equal approximately \$2.34 billion. The statements rely entirely on materials that were publicly available at the time that the Commission issued its initial decision in this docket.

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<sup>1</sup> See Statement of the United States Postal Service Regarding its Exigent Request, Docket No. R2010-4R (Nov. 7, 2011).

As the Postal Service stated on November 7th, its July 2010 Exigent Request and its various pleadings since then have demonstrated that recovery of \$2.34 billion in lost contribution would be consistent with the statutory standard.<sup>2</sup> Should the Commission determine that additional or updated information would be useful, it is encouraged to exercise its authority under 39 C.F.R. § 3010.62 to request such information from the Postal Service.<sup>3</sup>

Respectfully submitted,

UNITED STATES POSTAL SERVICE

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<sup>2</sup> *Id.* at 4.

<sup>3</sup> The Postal Service notes that several parties recently filed a pleading that cites precedent from the Postal Reorganization Act era to recommend a level of discovery that would thwart the expeditiousness required by section 3622(d)(1)(E). Response of Alliance of Nonprofit Mailers *et al.*, Docket No. R2010-4R (Nov. 14, 2011). The Commission has recognized that Congress, in drafting section 3622(d)(1)(E), was “well aware that the system they were replacing had included APA-style formal proceedings, and could have mandated equivalent proceedings for exigent requests ... but did not,” and that the 90 day period required by section 3622(d)(1)(E) “is inconsistent with overly-elaborate hearings.” Order No. 26, Docket No. RM2007-1 (Aug. 15, 2007), at 46. Of course, the Postal Service welcomes any requests from the Commission for additional or clarifying information consistent with the statute and the Commission’s rules.